

Docket No.: LT-0043



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Seung Hun YANG

Confirmation No.: 1051

Serial No.: 10/647,135

Group Art Unit: 2838

Filed: 8/25/2003

Examiner: Pia TIBBITS

Customer No.: 34610

For: METHOD FOR RESTORING BATTERY DATA IN PORTABLE
APPLIANCE

COMMENTS ON STATEMENTS OF REASONS FOR ALLOWANCE

U.S. Patent and Trademark Office
Customer Service Window, Mail Stop Issue Fee
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

In response to the Notice of Allowability dated October 7, 2005, Applicant respectfully submits the following Comments on Statement of Reasons for Allowance.

Applicant wishes to thank Examiner Tibbits for allowing claims 1-14 in the above-referenced patent application. Applicant recognizes the statements on page 2 of the Examiner's statements of reasons for allowance. However, Applicant cannot acknowledge these statements for the purposes of prosecution history estoppel, as they do not correspond to the recitations of the claims word-for-word. For example, means for assessing and means for comparing are not recited in all claims. Further, Applicants respectfully submit that each dependent claim is allowable for at least the additionally

recited features therein. In addition, Applicants respectfully submit that a combination of features less than the entire claims may define patentable subject matter.

Accordingly, Applicant respectfully submits that the scope of the allowed claims should not be limited by the Examiner's statements.

Respectfully submitted,
FLESHNER & KIM, LLP



Carl R. Wesolowski
Registration No. 40,372

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Date: November 16, 2005



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OFFICIAL DRAFTSMAN

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LETTER SUBMITTING FORMAL DRAWINGS

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Customer Service Window, Mail Stop Issue Fee
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401 Dulany Street
Alexandria, VA 22314

Sir:

In response to the Notice of Allowability dated October 7, 2005, and in accordance with the Examiner's Amendment, submitted herewith is one (1) Replacement Sheet of Formal Drawings for Figure 1 in connection with the above-identified application.

There is no indication at Section 5 on the Notice of Allowability regarding the remaining Figs. 2 and 3. Accordingly, Applicant believes Figs. 2-3 filed with the application on August 25, 2003 are sufficient.

Applicant believes that no further action is required regarding the drawings. The Patent Office is requested to contact Applicant's undersigned attorney if this is incorrect.

Respectfully submitted,
FLESHNER & KIM, LLP

A handwritten signature in black ink, appearing to read "Carl R. Wesolowski".

Carl R. Wesolowski
Registration No. 40,372

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